Docket No.: 03702/0205110-US0

(PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kenji Kojima et al.

Application No.: 10/599,383 Confirmation No.: 7833

Filed: September 27, 2006 Art Unit: N/A

For: ORGANIC ELECTROLYTE CAPACITOR

USING A MESOPORE CARBON MATERIAL

AS A NEGATIVE ELECTRODE

Examiner: Not Yet Assigned

#### PETITION UNDER 37 CFR 1.497(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants electronically filed the Combined Declaration and Power of Attorney and a corrected Application Data Sheet on January 24, 2007 for the subject National Stage Application under U.S.C. §371, based on PCT Application No. PCT/JP2005/006822, filed March 31, 2005. Copies of the Declaration, the corrected Application Data Sheet and the Electronic Acknowledgement Receipt are included herewith.

Applicants have now received a Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed May 14, 2007, indicating that the current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68, and that the spelling of the 2<sup>nd</sup> inventor's last name on the declaration is different to the spelling on the published application (Satoshi NAGURA on the declaration versus Satoshi NAKURA on the PCT publication). A Copy of the front page of WO 2005/096333 published on October 13, 2005 is also included herewith.

Applicants herewith submit a Statement Concerning a Correction of Name of the Second

Inventor, Satoshi NAGURA, confirming that the incorrect spelling of his last name was

unintentionally entered as NAKURA for the above-mentioned PCT Application and was also

published as such. A copy of the Statement is also attached herewith.

Applicants respectfully petition that the inventor's last name be changed to NAGURA in the

U.S. Patent Office to reflect the correct spelling of his last name.

Payment in the amount of \$130.00 to cover the required petition fee is enclosed. The

Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this

fee to Deposit Account No. 04-0100.

Dated: August 9, 2007

Respectfully submitted,

By /FB/ Flynn Barrison (53,970)

Melvin C. Garner

Registration No.: 26,272

DARBY & DARBY P.C.

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(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

Docket No.: 03702/0205110-US0

(PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kenji Kojima et al.

Application No.: 10/599,383

Confirmation No.: 7833

Filed: September 27, 2006

Art Unit: N/A

For: ORGANIC ELECTROLYTE CAPACITOR

USING A MESOPORE CARBON MATERIAL

AS A NEGATIVE ELECTRODE

Examiner: Not Yet Assigned

# STATEMENT CONCERNING A CORRECTION OF NAME OF THE SECOND INVENTOR, SATOSHI NAGURA

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, Satoshi NAGURA, a joint inventor of U.S. Patent Application Serial No. 10/599,383, filed September 27, 2006, which is a national phase application of PCT/JP2005/006822, filed March 31, 2005, hereby confirm that the incorrect spelling of my last name was unintentionally entered as NAKURA for the above mentioned PCT Application which was also published as such. The Declaration and a Supplemental Application Data Sheet were filed with the U.S. Patent Office on January 24, 2007, both of which indicate the correct spelling of my last name, NAGURA.

I hereby request that my last name be changed in the U.S. Patent Office to reflect the correct spelling of my last name.

Dated: July 31, 2007

Respectfully submitted,

By Satoshi Nagura Satoshi NAGURA

knowledgement Receipt
1462295
10599383
7833
ORGANIC ELECTROLYTE CAPACITOR USING A MESOPORE CARBON MATERIAL AS A NEGATIVE ELECTRODE
Kenji Kojima
7278
Flynn Barrison/Hiroko Lavietes
Flynn Barrison
03702/0205110-US0
24-JAN-2007
15:46:23
U.S. National Stage under 35 USC 371
<u></u>

Submitted with Payment	yes
Payment was successfully received in RAM	\$730
RAM confirmation Number	236
Deposit Account	·

# File Listing:

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part /.zip	Pages (if appl.)	
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1	Transmittal of New Application	00980060.PDF	3964 <b>0</b>	no	3
Warnings:					_
Information:					_
2	Application Data Sheet	00980068.PDF	20209	no	4
Warnings:				1	_
Information:					_
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3	Oath or Declaration filed	00980038.PDF	161094	no	4
Warnings:					
Information:					
4	Fee Worksheet (PTO-06)	fee-info.pdf	8517	no	2
Warnings:					-
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		Total Files Size (in bytes):		229460	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

#### New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

#### National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

PTO-1390 (Rev. 07-2005)
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U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL LETTER TO THE UNITED STATES	ATTORNEY'S DOCKET NUMBER 03702/0205110-US0
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371	U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/599,383
INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PCT/JP2005/006822 31 March 2005	PRIORITY DATE CLAIMED 31 March 2004
TITLE OF INVENTION	
ORGANIC ELECTROLYTE CAPACITOR USING A MESOPORE CARBO ELECTRODE	N MATERIAL AS A NEGATIVE
APPLICANT(S) FOR DO/EO/US Kenji Kojima et al.	
Applicant herewith submits to the United States Designated/Elected Office (DO/EO	/US) the following items and other information:
1. This is a FIRST submission of items concerning a submission under 35 U	.S.C. 371.
2. x This is a SECOND or SUBSEQUENT submission of items concerning a s	ubmission under 35 U.S.C. 371.
3. x This is an express request to begin national examination procedures (35 tinclude items (5), (6), (9) and (21) indicated below.	J.S.C. 371(f)). The submission must
4. The US has been elected (Article 31).	
5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2))	
a. is attached hereto (required only if not communicated by the Internation	nal Bureau).
b. has been communicated by the International Bureau.	
c. is not required, as the application was filed in the United States Received	ring Office (RO/US).
6. An English language translation of the International Application as filed (3	5 U.S.C. 371(c)(2)).
a. is attached hereto.	
b. has been previously submitted under 35 U.S.C. 154(d)(4).	
7 Amendments to the claims of the International Application under PCT Artic	cle 19 (35 U.S.C. 371(c)(3))
a. are attached hereto (required only if not communicated by the Internat	ional Bureau).
b. have been communicated by the International Bureau.	'
c have not been made; however, the time limit for making such amendm	ents has NOT expired.
d. have not been made and will not be made.	
8. An English language translation of the amendments to the claims under P	CT Article 19 (35 U.S.C. 371(c)(3)).
9. x An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).	
An English language translation of the annexes of the International Prelim Article 36 (35 U.S.C. 371(c)(5)).	inary Examination Report under PCT
Items 11 to 20 below concern document(s) or information included:	
11 An Information Disclosure Statement under 37 CFR 1.97 and 1.98.	
12 An assignment document for recording. A separate cover sheet in complia	ance with 37 CFR 3.28 and 3.31 is included.
13 A preliminary amendment.	
14. x A Spplemental Application Data Sheet under 37 CFR 1.76 to correct the	e Second Inventor Nagura's last name.
15. A substitute specification.	
16. A power of attomey and/or change of address letter.	
17. A computer-readable form of the sequence listing in accordance with Po	CT Rule 13ter.2 and 37 CFR 1.821 – 1.825.
18. A second copy of the published International Application under 35 U.S.	C. 154(d)(4).
19. A second copy of the English language translation of the international a	pplication under 35 U.S.C. 154(d)(4).

PTO-1390 (Rev. 07-2005) Approved for use through 03/31/2007. OMB 0651-0021

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER U.S. APPLICATION NO. (if known, see 37 CFR 1.5) PCT/JP2005/006822 03702/0205110-US0 10/599,383 Other items or information: 20. The following fees have been submitted CALCULATIONS PTO USEONLY Basic national fee (37 CFR 1.492(a))......\$300 21. \$ 22. X Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report 200.00 All other situations 23. x Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$
International Search Report prepared by an ISA other than the US and provided to the Office or \$ 400.00 previously communicated to the US by the IB......\$400 All other situations.... TOTAL OF 21, 22 and 23 = \$ 600.00 Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction RATE thereof (round up to a whole number) 91 - 100 = /50 = x \$250.00 \$ Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). \$ 130.00 NUMBER FILED NUMBER EXTRA CLAIMS RATE 0.00 Total claims 6 - 20 =0 x 50.00 Independent claims 1-3= 0 x 200.00 0.00 MULTIPLE DEPENDENT CLAIM(S) (if applicable) TOTAL OF ABOVE CALCULATIONS = \$ 730.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. SUBTOTAL = \$ 730.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest \$ claimed priority date (37 CFR 1.492(i)). TOTAL NATIONAL FEE = \$ 730.00 Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied \$ by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property \$ TOTAL FEES ENCLOSED = \$ 730.00 Amount to be \$ refunded: Amount to be \$ charged

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	y additional fees which may be required, or credit any overpayr copy of this sheet is enclosed.	nent to Deposit
d. X Fees are to be charged to a credit card. WARNING should not be included on this form. Provide cre	: Information on this form may become public. Credit card in dit card information and authorization on PTO-2038	formation
NOTE: Where an appropriate time limit under 37 CFR 1.4 filed an granted to restore the International Application t	95 has not been met, a pet ition to revive (37 CFR 1.137(a) o pending status.	or (b)) must be
	24m BARRETON	V
SEND ALL CORRESPONDENCE TO:	(53,970)	
Joseph R. Robinson	SIGNATURE	
DARBY & DARBY P.C.		
P.O. Box 5257 New York, New York 10150-5257	Melvin C. Garner NAME	
(212) 527-7783		
CUSTOMER NUMBER: 07278	26,272 REGISTRATION NUMBER	
	REGISTRATION NUMBER	
		'
		}

# **Supplemental Application Data Sheet**

# **Application Information**

Application number:: 10/599,383

Filing Date:: 09/27/06

Application Type:: Regular

Subject Matter:: Utility

Suggested Group Art Unit:: N/A

CD-ROM or CD-R?:: None

Sequence submission?:: None

Computer Readable Form (CRF)?:: No

Title:: ORGANIC ELECTROLYTE CAPACITOR

USING A MESOPORE CARBON MATERIAL

AS A NEGATIVE ELECTRODE

Attorney Docket Number:: 03702/0205110-US0

Request for Early Publication?:: No

Request for Non-Publication?:: No

Suggested Drawing Figure:: Fig. 3

Total Drawing Sheets:: 9

Small Entity?:: No

Petition included?:: No

Secrecy Order in Parent Appl.?:: No

# **Applicant Information**

Applicant Authority Type:: Inventor

Primary Citizenship Country:: Japan

Status:: Full Capacity

Given Name:: Kenji

Family Name:: Kojima

City of Residence:: Tokyo

Page # 1

Supplemental 10599383 09/27/06 01/24/07

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Applicant Authority Type::

Inventor

Primary Citizenship Country::

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Status::

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Family Name::

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Country of Residence::

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Ueda-shi

State or Province of mailing address::

Nagano

Country of mailing address::

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Postal or Zip Code of mailing address::

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Applicant Authority Type::

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Tokyo

Country of Residence::

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Country of mailing address::

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Page # 2

Supplemental 10599383 09/27/06 01/24/07

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City of mailing address:: Tokyo

Country of mailing address:: Japan

**Correspondence Information** 

Correspondence Customer Number:: 07278

**Representative Information** 

Representative Customer Number:: 07278

# **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/JP2005/006822	03/31/05

# **Foreign Priority Information**

Country::	Application number::	Filing Date::	Priority Claimed::
Japan	2004-108252	03/31/04	Yes

# **Assignee Information**

Assignee name:: Fuji Jukogyo Kabushiki Kaisha

Street of mailing address:: 1-7-2, Nishi-shinjuku, Shinjuku-ku

City of mailing address:: Tokyo

Country of mailing address:: Japan

Postal or Zip Code of mailing address:: 1608316

# **Declaration and Power of Attorney for Patent Application**

# 特許出願宣言書及び委任状

# **Japanese Language Declaration**

#### 日本語宣言書

私は、以下に記名された免明者として、ここに下記の遊り宜言する:	As a below named inventor, I hereby declare that:
私の住所、郵便の宛先そして国館は、私の氏名の後に記載された意 りである。	My residence, post office address, and citizenship are as stated next to my name.
下記の名称の発明について、特許語求範囲に記載され、且つ特許が 求められている発明主題に関して、私は、最初、最先且つ唯一の発明 者である(唯一の氏名が記載されている場合)か、或いは最初、最先 且ッ共同光明内である(被数の氏名が記載されている場合)と信じて いる。	I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
ORGANIC ELECTROLYTE CAPACITOR USING A MESOPORE CARBON MATERIAL AS A NEGATIVE ELECTRODE	ORGANIC ELECTROLYTE CAPACITOR USING A MESOPORE CARBON MATERIAL AS A NEGATIVE ELECTRODE
上記 発明の 明 経費 はここに 添付されているが、 下記の 値がチェック きれている 場合は、 この 限りでない:	the specification of which is attached hereto unless the following hox is checked:
x 03/31/2005 の目に出算され、	x was filed on 03/31/2005
この出版の米国出版器号またはPCT国際出版器号は、	as United States Application Number or
CAST BLANCE WE WE WE WAS A TO A TO A TO BOOK OF ALL A 1997	PCT International Application Number
PCT/JP2005/006822 であり、且つ	PCT/JP2005/006822 and was amended on
	(if applicable).
の日に補正された出版(該当する場合)	
私は、上記の補止異によって補正された、特許高京報酬を含む上記 明細書を検討し、且つ内容を理解していることをここに表明する。	I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.
私は、連邦規則法典第37編規則1・56に定義されている、特許 性について重要な情報を関示する義務があることを認める。	I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

PTO/SB/106 (05-00)

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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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私は、ここに、以下に記載した外国での特許出版、或いは米国以外の少なくとも一個を間受り指揮365最(a)によるPC丁国際出版につい(d) 須又は第365最(a) 項に基づいて優先権で主張する本出版の出版日よりも前の抵特性出版または疑問者紅の出版、吸いほどですいかなる出版も、下記の枠内をチェックするこ	している米国法典第3 こて、同第119条 回 とも張するとともに、 一般日を有する外園での 一個際出版については、	I hereby claim foreign priority under Title 35, United State Section 119(a)-(d) or 365(b) of any foreign application patent or inventor's certificate, or 365 (a) of any PCT Interapplication which designated at least one country other to United States listed below and have also identified being checking the box, any foreign application for patent, or incertificate, or PCT International application having a filit before that of the application for which priority is claimed.	n(s) for national than the low, by ventor's ng date
		Priority Not (	Claimed
Prior Foreign Application(s)		传 先	番なし
外国での先行出版			
2004-108252	Japan	March 31, 2004	
(Number)	(Country)	(Day/Month/Year Filed)	
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私は、ここに、下記のいかなる米園仮符許出国法典第35期119条(e)項の利益を主張す		I bereby claim the benefit under Title 35, United State. Section 119(e) of any United States provisional applic listed below.	
(Application No.)	(Filing Date)		
	(Filing Date)		
(出題器号)	(抵款官)		
(Application No.)	(Filing Date)		
(周顯器号)	(出旗門)		
私は、ここに、下記のいかなる米陽出版に 南第35編第120条に基づく利益を主張第36 なるPCT関際出版についても、その買頭36 を主張する。また、本出版の各符託表記の 35編第11出版に関係し対定された総様で、 PCT調解出版出版内で、では、 近天ので、 近天ので、 に、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 近天ので、 に、 近天ので、 に、 近天ので、 に、 に、 近天ので、 に、 に、 に、 に、 に、 に、 に、 に、 を に、 に、 に、 に、 に、 に、 に、 に、 に、 に、 に、 に、 に、	又米医を抱定するいか 5条(c)に基づく利益 の生活が、米国出版及 先行は、米国出版及 大は、米国出版及 は は のの関係 は のの関係 は で で で で は で は の で は の で は の で は の で は の で は の で は の た の た の た の た の た の た の た の た の た の	I hereby claim the benefit under Title 35, United States Section 120 of any United States application(s), or 365(c) PCT International application designating the United State below and, insofar as the subject matter of each of the cl this application is not disclosed in the prior United States International application in the manner provided by t paragraph of Title 35, United States Code Section acknowledge the duty to disclose information which is ma patentability as defined in Title 37, Code of Federal Regu Section 1.56 which became available between the filing the prior application and the national or PCT Internations date of this application.	of any s, listed aims of or PCT he first 112, I terial to tlations, date of
(Application No.)	(Filing Date)	(Status Patented, Pending, Abandoned)	<del></del>
(出顯無号)	(田麗田)	(項別:特許許可、採屋中、放業)	
(Application No.)	(Filing Date)	(Status Patented, Pending, Abandoned)	<del></del>
(田園架寺)	(出黨日)	(現別:特許許可、孫屬中、放業)	
私は、ここに表明された私自身の知路に保力 はつ情報と信ずることに基づく陳述が、真実で を冒言し、さらに、故意に進為の理述などを行 第18期第1001条に立づき、設施企正とは授 により扱罰され、またそのような故意やよことを たはそれに対して発行されるいかなる特許も たはそれに対して発行されるいかなる特許とも、 ずることを理解した上で護述が行われたことを	あると信じられること った場合はは、米国法典方 、若しくは、米国協典方 、の理力がは、本の組動する その質力が性に、本問題が生	I hereby declare that all statements made herein of n knowledge are true and that all statements made on info and belief are believed to be true; and further that these statemer made with the knowledge that willful false statementhe like so made are punishable by fine or imprisonment, under Section 1001 of Title 18 of the United States Code such willful false statements may jeopardize the validity application or any patent issued thereon.	rmation tements ints and or both, and that

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#### Japanese Language Declaration (日本語宜言書)

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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number).

Attorneys associated with Customer Number 07278

Attorneys associated with Customer Number 07278

<b>基</b> 熟选付先	Send Correspondence to:
Address associated with Customer Number 07278	Address associated with Customer Number 07278
DARBY & DARBY P.C.	DARBY & DARBY P.C.
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PTO/SB/106 (05-00)

Approved for use through 10/31/02. OMB 0651-0032

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# (19) 世界知的所有権機関 国際事務局



# 

# (43) 国際公開日 2005 年10 月13 日 (13.10.2005)

## **PCT**

# (10) 国際公開番号 WO 2005/096333 A1

(51) 国際特許分類7:

H01G 9/058, 9/016

(21) 国際出願番号:

PCT/JP2005/006822

(22) 国際出願日:

2005年3月31日(31.03.2005)

(25) 国際出願の言語:

日本語

(26) 国際公開の言語:

日本語

(30) 優先権データ:

特願2004-108252 2004年3月31日(31.03.2004) J

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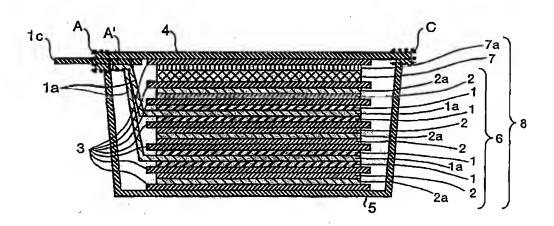
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(54) Title: ORGANIC ELECTROLYTE CAPACITOR USING MESOPOROUS CARBON MATERIAL AS NEGATIVE ELECTRODE

(54) 発明の名称: メソポア炭素材を負極に用いた有機電解質キャパシタ



(57) Abstract: An organic electrolyte capacitor with high energy density and high output power is disclosed which has a high capacity even at -20°C. The organic electrolyte capacitor comprises a positive electrode, a negative electrode, and an electrolyte which is capable of transferring lithium ions. The positive electrode can reversibly support lithium ions and anions, while the negative electrode can reversibly support lithium ions. A mesoporous carbon material having a mesopore diameter of not less than 3 nm and a mesopore volume of not less than 0.10 ml/g is used as the negative electrode active material. Consequently, there can be realized an organic electrolyte capacitor which has a high discharge capacity even at such a low temperature as -20°C while having a high voltage and a high energy density.

(57) 要約: -20℃においても高容量を有する、高エネルギー密度、高出力を有した有機電解質キャパシタを提供する。 本発明の有機電解質キャパシタにより、正極、負極、並びに、リチウムイオンを移送可能な電解質を備えた 日有機電解質キャパシタであって、正極がリチウムイオンおよびアニオンを可逆的に担持可能であるとともに、負極がリチウムイオンを可逆的に担持可能であり、かつ負極活物質に細孔直径3mm以上の細孔容積を0.10ml/g以上有するメソポア炭素材を用いることにより、高電圧、高エネルギー密度を有しながら、-20℃という低温、状態でも高い放電容量を有した有機電解質キャパシタを実現しうる。

